

DETAILED ACTION

In view of the Appeal Brief filed on October 2, 2009, PROSECUTION IS HEREBY REOPENED. A new ground of rejection set forth below.

To avoid abandonment of the application, appellant must exercise one of the following two options:

- (1) file a reply under 37 CFR 1.111 (if this Office action is non-final) or a reply under 37 CFR 1.113 (if this Office action is final); or,
- (2) initiate a new appeal by filing a notice of appeal under 37 CFR 41.31 followed by an appeal brief under 37 CFR 41.37. The previously paid notice of appeal fee and appeal brief fee can be applied to the new appeal. If, however, the appeal fees set forth in 37 CFR 41.20 have been increased since they were previously paid, then appellant must pay the difference between the increased fees and the amount previously paid.

A Supervisory Patent Examiner (SPE) has approved of reopening prosecution by signing below:

This office action is in response to remarks filed October 2, 2009. Claims 1-24 are pending for further consideration.

Response to Arguments

Applicant's arguments with respect to claim 1-24 have been considered but are moot in view of the new ground(s) of rejection.

Allowable Subject Matter

Claims 1-17, and 19-24 are allowed.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 18 is rejected under 35 U.S.C. 102(e) as being anticipated by Gregorio Reith (U.S. Publication No.: 2004/0255126) (hereafter Rodriguez).

1. Regarding Claim 18 Reith teaches and describes a method for providing a secure communications session between a mobile terminal and a wireless local access network, the method (Fig.1-3) comprising the steps of: a mobile terminal sending during session logoff an encrypted logoff request accompanied by the secure seed such that the secure seed appears in the logoff request ([0038-0039, and 0044, 0048, and 0052-0053]).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SYED ZIA whose telephone number is (571)272-3798. The examiner can normally be reached on 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on 571-272-3795. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

sz
December 28, 2009
/Syed Zia/
Primary Examiner, Art Unit 2131

/William R. Korzuch/
Supervisory Patent Examiner, Art Unit 2431